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NEW YORK NY 10036

In re Application of :
Catherine Dulac et al :
Serial No.: 09/898,416 : PETITION DECISION
Filed: July 3, 2001 :
Attorney Docket No.: 0575/48557-A :

This is in response to the petition under 37 CFR 1.181, filed October 22, 2004, requesting withdrawal of abandonment based on failure to receive an Office action.

A review of the file history shows that the examiner mailed an Office action to applicants on November 19, 2003, setting a three month shortened statutory period for reply. Upon failure to receive a reply the examiner mailed a Notice of Abandonment to applicants on October 6, 2004. Applicants state that the Office action was never received and provide statements and docket reports evidencing non-receipt. In view of thereof the Notice of Abandonment is withdrawn and the application restored to pending status with the mailing of this decision.

The petition is **GRANTED**.

The application will be forwarded to the examiner for mailing of a new Office action.

Should there be any questions about this decision please contact William R. Dixon, Jr., by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0519 or by facsimile sent to the general Office facsimile number, 571-273-8300.


Jasmine C. Chambers
Director, Technology Center 1600